10/689,108

COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s)	:	Blankenship et al.
Patent No.	:	6,830,408
Issue Date	:	December 14, 2004
Title	:	AN IMPROVED ASPHALT INTERLAYER FOR A ROAD
Confirmation No.	:	4250
Atty. Docket No.	:	506422.0116

REQUEST FOR CERTIFICATE OF CORRECTION
PURSUANT TO 37 C.F.R. § 1.322

Certificate of Corrections Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

It is respectfully requested that pursuant to 37 C.F.R. § 1.322 a Certificate of Correction be issued in connection with the above-identified patent to correct typographical errors incurred through the fault of the PTO Office. A completed Form PTO/SB/44 is enclosed. The correction of these errors does not add new matter and does not require reexamination of the Patent.

The amendments and references submitted on July 8, 2004 are not reflected on the issued patent. I have enclosed a copy of the PTO/SB/08A form that we submitted to the Patent Office on July 8, 2004 and that was initialed by the Examiner on October 17, 2004, as it appears this cited reference information inadvertently was not printed on the patent.

If the PTO Office has any questions concerning the foregoing, it is respectfully requested that the undersigned attorney of record be contacted at the telephone number set forth below.

Certificate of Mailing
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Certificate of Corrections Branch Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:
Date: March 3, 2005
Signature: G. Barnard

The Director is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-4409.

Respectfully submitted,

By: Susan W. Bell

Susan Wharton Bell, Reg. No. 41,524
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PTO/SB/44 (02-01)
Approved for use through 01/31/2004. OMB 0651-0033
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF CORRECTION

PATENT NO : 6,830,408

DATED : December 14, 2004

INVENTOR(S) : Blankenship et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page,
Item 54, Title,
Lines 1, 2, and 3, delete "SYSTEM FOR REPAIRING DISTRESSED ROADS THAT INCLUDES AN ASPHALT INTERLAYER" and insert -- AN IMPROVED ASPHALT INTERLAYER FOR A ROAD -- therefor.

Item 56, References Cited,
insert -- 3,891,585 6/1975 McDonald
5,445,473 8/1995 Chaverot et al.
5,513,925 5/1996 Dempsey et al.
6,089,783 7/2000 Goacolou et al.
6,248,396 6/2001 Helf --.

Item 56, Other Publications,
insert -- Request for Bid for Constructing or Improving, Missouri Highway and Transportation Commission, Jefferson City, Missouri, 1998.

Sand Anti-Fracture 9SAF) Mixture Trial Handout, 1998.

Sand Anti-Fracture Layer "SAF" Handout, 1997.--

MAILING ADDRESS OF SENDER:

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PATENT NO. 6,830,408

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(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION

PATENT NO : 6,830,408

DATED : December 14, 2004

INVENTOR(S) : Blankenship et al.

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Claim 1,
Line 7, at the end of the claim, delete "." and insert -- and a Hveem Stability of at least about 18 at 60°C and 50 gyrations. -- therefor.

Claim 2,
Lines 1-3, delete "The interlayer of claim 1, wherein said interlayer has a Hveem Stability at 60° C and 50 gyrations of at least about 18". (Delete entire claim).

MAILING ADDRESS OF SENDER:

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PATENT NO. 6,830,408

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Substitute for Form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known	
Application Number:	10/689,108
Filing Date:	October 20, 2003
First Named Inventor:	Phillip B. Blankenship
Group Art Unit:	3671
Examiner Name:	Alexandra Pechhold
Attorney Docket Number:	506422-0116

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No.[1]	U.S. Patent Document Number	Kind Code[2] (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
AP		3,891,585		McDonald	June 24, 1975	
		3,907,582		Walter	September 23, 1975	
		5,306,750		Goodrich et al.	April 26, 1994	
		5,445,473		Chaverot et al.	August 29, 1995	
		5,513,925		Dempsey et al.	May 7, 1996	
		6,089,783		Goacolou	July 18, 2000	
AP		6,248,396		Helf	June 19, 2001	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.[1]	Foreign Patent Document Office[3]	Number[4]	Kind Code[5] (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T[6]
			None					

Examiner Signature	Alexandra K. Pechhold	Date Considered	10/17/04

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1]Unique citation designation number. [2]See attached Kinds of U.S. Patent Documents. [3]Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). [4]For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [5]Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. [6]Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231.
DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for Form 1449B/PTO (Modified)

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

Complete if Known	
Application Number:	10/689,108
Filing Date:	October 20, 2003
First Named Inventor:	Phillip B. Blankenship
Group Art Unit:	3671
Examiner Name:	Alexandra Pechhold
Attorney Docket Number:	506422-0116

OTHER REFERENCES – NON PATENT LITERATURE DOCUMENTS AND INFORMATION

Examiner Initials*	Cite No.[1]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T[2]
AP		Request for Bid for Constructing or Improving, Missouri Highway and Transportation Commission, Jefferson City, Missouri, 1998.	
		Sand Anti-Fracture (SAF) Mixture Trial Handout, 1998.	
		Sand Anti-Fracture Layer "SAF" Handout, 1997.	
		An interlayer was constructed and placed on a roadway near San Jose, Illinois in 1998. This interlayer had a flexural beam fatigue of 26,138 cycles at 2000 microstrain, 15°C, and 10 Hz and a Hveem stability of 18.4 at 60°C and 50 gyrations. Applicant received money for placing this interlayer.	
		An interlayer was constructed and placed on a roadway near St. Joseph, Missouri in 1998. This interlayer had a flexural beam fatigue of 66,932 cycles at 2000 microstrain, 15°C, and 10 Hz and a Hveem stability of 18.1 at 60°C and 50 gyrations. Applicant received money for placing this interlayer.	
		Another interlayer was constructed and placed on a roadway near San Jose, Illinois in 1998. This interlayer had a flexural beam fatigue of 138,775 cycles at 2000 microstrain, 15°C, and 10 Hz and a Hveem stability of 15.5 at 60°C and 50 gyrations. Applicant received money for placing this interlayer.	
AP		An interlayer was constructed and placed on a roadway in Orange, Texas in 1999. This project included Section 1 and Section 2. Section 1 interlayer had a flexural beam fatigue of 894,786 cycles at 2000 microstrain, 20°C, and 10 Hz and a Hveem stability of 14.1 at 60°C and 50 gyrations. Applicant received money for placing this interlayer. Section 2 interlayer had a flexural beam fatigue of 672,381 cycles at 2000 microstrain, 20°C, and 10 Hz and a Hveem stability of 16.4 at 60°C and 50 gyrations. Applicant received money for placing this interlayer.	

Examiner Signature	Alexandra Pechhold	Date Considered	10/17/04

MAR 14 2005